

Appellate Docket No.: 05-18-01133-CR	
Appellate Case Style: Robert Earl Harrell, Jr.V. STATE OF TEXAS	
FIFTH DISTRICT COURT OF APPEALS CRIMINAL APPEAL - DOCKETING STATEMENT	
FILED IN 5th COURT OF APPEALS DALLAS, TEXAS	
10/12/2018 5:32:38 PM	
PARTIES (TRAP 32.2(a)):	
Appellant: ROBERT EARL HARRELL, JR.	Appellee: STATE OF TEXAS LISA MATZ Clerk
Attorney (Lead Counsel): JOHN HUNTER SMITH	Attorney (Lead Counsel): Nathan Young
Appointed [] Retained [X]	
Address (Lead Counsel): WYNNE & SMITH 707 WEST WASHINGTON STREET P. O. BOX 2228 SHERMAN, TEXAS 75091-2228	Address (Lead Counsel): GRAYSON COUNTY DISTRICT ATTORNEY 200 SOUTH CROCKETT STE. 116A SHERMAN, TEXAS 75090
Telephone: 903/893-8177	Telephone: 903/813-4361
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Email: jsmith@wynnesmithlaw.com	Email: youngn@grayson
SBN (Lead Counsel): 24028393	SBN (Lead Counsel): 20473628
If not represented by counsel, provide appellant's/appellee's address, telephone number, fax number and email address:.	
PERFECTION OF APPEAL (TRAP 32.2(b),(d),(f)-(k)):	
Date Sentence Imposed or Suspended in Open Court or Appealable Order Signed:	Date Notice of Appeal Filed: 09/27/2018
	Attach File-Stamped Copy of Notice: please see attached.
ACTIONS EXTENDING TIME TO PERFECT APPEAL (TRAP 32.2(e)):	

Mt. for New Trial: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Mt. in Arrest of Judgment: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Other (Specify):	Date Filed: Date Filed: Date Filed:
TRIAL AND APPEAL (TRAP 32.2(f)-(k)):	
Offense Charged: Driving While Intoxicated-2ND Date of Offense: 03/06/2017 Defendant's Plea: Yes If guilty or nolo contendere, was plea result of negotiated plea bargain agreement? Was the trial jury or nonjury? Nonjury Guilt/Innocence Phase: Punishment Phase: Punishment Assessed: 24 MONTHS WITH COMMUNITY SERVICE WITH 9 DAYS JAIL AND 40 HOURS OF COMMUNITY SERVICE	Is the appeal from a pretrial order? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Does the appeal involve the validity of a statute, rule, or ordinance? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, specify.
TRIAL COURT AND RECORD (TRAP 32.2(c), (f), (m)):	
Court: COUNTY COURT AT LAW NO. 1	T.Ct. Cause No. 2017-1-0644
Trial Judge (Who Tried or Disposed of Case): HONORABLE JAMES C. HENDERSON Telephone No.: 903/813-4200 Fax: Address: 200 SOUTH CROCKETT STREET SHERMAN, TEXAS 75090	Court Clerk (District or County Clerk): WILMA BUSH, COUNTY CLERK Telephone No.: 903/813-4334 Fax: 903/870-0719 Address: 200 SOUTH CROCKETT STREET SHERMAN, TEXAS 75090
Clerk's Record Requested YES	Fee Paid: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Arrangements Made to Pay Fee: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

Court Reporter(s) or Court Recorder(s): DEANA WEST Telephone Number(s): 903/813-4200 EXT. 4380 Fax Number(s): 903/870-0719 Address(es): 200 SOUTH CROCKETT STREET SHERMAN, TEXAS 75090		
Reporter's/Recorder's Record (Check If Electronic Recording <input type="checkbox"/>) Number and Date(s) of Hearing(s): Pretrial Hearing on September 27, 2018	Date Requested: 10/12/2018 Fee Paid: Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/> Arrangements Made to Pay Fee: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
INDIGENCY OF PARTY (TRAP 32.1(k)):		
Event	Filed Check as Appropriate	Date
N/A	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Date of Hearing: N/A		
Ruling on Motion: Granted <input type="checkbox"/> Denied <input type="checkbox"/>		
OTHER INFORMATION (TRAP 32.2(m)):		
List any other pending related appeals before this or any other Texas appellate court by Court, Docket Number, and Style:		

NOTE: If inadequate space has been provided for the information requested, please provide the additional information on an attachment.

I CERTIFY THAT, TO THE BEST OF MY KNOWLEDGE, ALL OF THE ABOVE INFORMATION IS TRUE AND CORRECT.

/s / John Hunter Smith
John Hunter Smith

10-12-2018
Date

Robert Earl Harrell, Jr.
Representing:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Docketing Statement was served this 12th day of October, 2018, on all parties/attorneys of record listed below by: electronic e-file, *See* TRAP 9.5(b).

Mr. Nathan Young
Assistant District Attorney
200 South Crockett Street
Sherman, Texas 75090

/s / John Hunter Smith
John Hunter Smith
Attorneys for Robert Earl Harrell, Jr.

CAUSE NO. 2017-1-0644

STATE OF TEXAS

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IN THE COUNTY COURT

V.

AT LAW NO. 1

ROBERT EARL HARRELL, JR.

GRAYSON COUNTY, TEXAS

NOTICE OF APPEAL

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, ROBERT EARL HARRELL, JR., the Defendant in the above styled and numbered cause and hereby gives this Notice of Appeal from the judgment and sentence in the above referenced case to the Fifth District Court of Appeals at Texas at Dallas, Texas.

Respectfully Submitted,

WYNNE & SMITH
707 WEST WASHINGTON
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jsmith@wynnesmithlaw.com

By: /s / John Hunter Smith
JOHN HUNTER SMITH
State Bar No. 24028393

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing Notice of Appeal was served upon the Grayson County Assistant District Attorney, Mr. Nathan Young by electronic delivery on the date of this filing September 27, 2018.

/s / John Hunter Smith
John Hunter Smith
Attorney for Defendant